

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
Charlottesville Division**

JANE DOE,

Plaintiff,

v.

Civil Action No. 3:18-cv-00041

**PAMELA SUTTON-WALLACE,
DR. SCOTT A. SYVERUD,
DR. KATHLEEN ROOT,
ADAM CARTER,
CALLIE BATEMAN,
JANE ROE 1-3 and
JOHN DOE 1-5,**

Defendants.

**DEFENDANT DR. SCOTT A. SYVERUD'S
FRCP 12(c) MOTION FOR JUDGMENT ON THE PLEADINGS**

Defendant, Dr. Scott A. Syverud (Dr. Syverud), by counsel, hereby moves for judgment on the pleadings pursuant to Federal Rule of Civil Procedure 12(c). Dr. Syverud asserts that he is entitled to qualified immunity with respect to Ms. Doe's 42 U.S.C. § 1983 claims; that Ms. Doe has failed to demonstrate that Dr. Syverud acted under color of state law; that Ms. Doe's state law claims fail to state a claim, and Dr. Syverud's conduct is legally justified or excused; and that Ms. Doe's attempted suicide bars her federal and state law claims.

WHEREFORE, for the reasons set forth in his Brief in Support, Dr. Syverud, by counsel, respectfully requests that the Court grant his Motion, enter judgment in his favor and dismissing Ms. Doe's Complaint against him, and grant such other relief as the Court deems appropriate.

Respectfully submitted,

DR. SCOTT A. SYVERUD

By: /s/ John E. Peterson Jr.
John E. Peterson Jr., VSB # 43609
Andrew G.H. Miller, VSB # 86867
Piedmont Liability Trust
1020 Ednam Center, Suite 100
Charlottesville, Virginia 22903
Telephone: (434) 296.2100
Fax: (434) 296.4001
jep3vf@virginia.edu
am2wf@virginia.edu

CERTIFICATE OF SERVICE

I hereby certify that on February 1, 2019 I electronically filed the foregoing DEFENDANT DR. SCOTT A. SYVERUD'S FRCP 12(c) MOTION FOR JUDGMENT ON THE PLEADINGS with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following CM/ECF participants:

Jeffrey E. Fogel, Esq., VSB # 76345
913 E. Jefferson Street
Charlottesville, Virginia 22902
Telephone: 434.984.0300
Fax: 434.220.4852
Jeff.Fogel@gmail.com
Counsel for Plaintiff

Edward J. McNelis, III, Esq., VSB # 34003
Christopher F. Quirk, Esq., VSB # 88238
Sands Anderson, PC
1111 East Main Street, Suite 2400
PO Box 1998
Richmond, VA 23218-1998
Telephone: (804) 648-1636
Fax: (804) 783-7291
emcnelis@sandsanderson.com
cquirk@sandsanderson.com

By: /s/ John E. Peterson Jr.
John E. Peterson Jr., VSB # 43609
Andrew G.H. Miller, VSB # 86867
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Charlottesville, Virginia 22903
Telephone: (434) 296.2100
Fax: (434) 296.4001
jep3vf@virginia.edu
am2wf@virginia.edu
Counsel for Defendant Scott A. Syverud, M.D.